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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

## MONTE L. HANEY.

Petitioner,

Y.

**DERRAL G. ADAMS, Warden,**

## Respondent.

## C 07-4682 CRB (PR)

**DECLARATION OF  
COUNSEL IN SUPPORT OF  
MOTION TO ENLARGE  
TIME TO FILE RESPONSE  
TO PETITION FOR WRIT OF  
HABEAS CORPUS**

I, MICHELE J. SWANSON, declare under penalty of perjury as follows:

I am a Deputy Attorney General for the State of California and am assigned to represent respondent in this case. Respondent's answer or other responsive pleading is due March 11, 2008, pursuant to this Court's January 11, 2008 order to show cause. I am unable to meet this deadline, and request an enlargement of time to file a response to the petition for writ of habeas corpus for the following reasons.

In the past 30 days I have filed motions to dismiss in *Belgarde v. Veal* (C 07-0528 WHA (PR)) and *Muhammad v. Adams* (C 07-3627 MMC (PR)), and reply briefs in *Lopez v.*

1 *Lamarque* (C 04-01877 JW (PR)) and *Pacheco v. Horel* (C 06-06540 JW (PR)). I have just  
2 recently completed an answer in *Mooring v. Walker* (C 04-04207 JW), and am currently working  
3 on a Ninth Circuit appellee's brief in *Percelle v. Kane* (07-16066). The orders to show cause in  
4 all of the above cases were issued before the order to show cause in this case. For these reasons,  
5 I need additional time to complete the response in this case.

6 I have not attempted to contact petitioner about this extension of time because he is an  
7 incarcerated state prisoner who is representing himself.

8 Accordingly, I request that the Court grant respondent an extension of 60 days, to and  
9 including May 12, 2008, in which to file a response to the petition.

10 I declare under penalty of perjury that the foregoing is true and correct.

11 Executed at San Francisco, California, on March 11, 2008.

12  
13 /s/ Michele J. Swanson  
14 MICHELE J. SWANSON  
Deputy Attorney General

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